

All communications respecting
this case should identify it by
number and names of parties.



Paper No. 13

U.S. DEPARTMENT OF COMMERCE
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Applicants: Wright, et al
Serial No.: 316,203
Filed: 10/29/81
For: VALVE HOLDER FOR
TRICUSPID HEART VALVE

MAILED

MAY 28 1985

BOARD OF PATENT APPEALS
& INTERFERENCES

The case referred to above has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with other cases hereafter specified. Attention is directed to the fact that this interference is declared pursuant to 37 CFR 1.601 et seq., effective February 11, 1985 (49 F.R. 48416, 1050 O.G. 385). A copy of the Federal Register notice promulgating these rules is enclosed. The interference is designated as No. 101,378.

By direction of the Commissioner of Patents and Trademarks and as required by 35 USC 135(c), notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference."

The cases involved in this interference are:

Junior Party

Applicants: John T. M. Wright, George M. Acosta, Jeffrey J. Giba
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92646
3647 Falcon Avenue, Long Beach, Calif. 90807
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Serial No.: 316,203 filed 10/29/81
For: VALVE HOLDER FOR TRICUSPID HEART VALVE
Assignee: by mesne assigs. to Extracorporeal Medical
specialties, Inc., a corp. of PA
Attorneys of Record: Leonard P. Prusak, Robert L. Minier, Wayne
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Accorded benefit of: None

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Senior Party

Applicants: Alain Carpentier, Victor E. Koik, Ernest Lane
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Serial No.: 295,993 filed 08/25/81
For: MITRAL VALVE HOLDER
Assignee: said Carpentier and said Lane assors. to American
Hospital Supply Corporation, Anston, Ill., a corp.
of Illinois
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Count 1

An assembly comprising:
a prosthetic heart valve having a plurality of commissure supports and valve leaflets, said commissure supports terminating in free ends and at least one of said commissure supports being deflectable radially inwardly;
a valve holder;
means for attaching the heart valve to the valve holder with the valve holder being remote from the free ends of the commissure supports; and
means at least partially on the valve holder for deflecting at least one commissure support radially inwardly.

The claims of the parties which correspond to this count are:

Wright, et al: Claim 29
Carpentier, et al: Claims 1, 3-5, 18

Count 2

An assembly comprising:
a prosthetic heart valve having a suture ring, a plurality of commissure supports projecting from the suture ring and terminating in free end portions and a plurality of valve leaflets;
a valve holder;
elongated flexible means for attaching the valve holder to the heart valve with said suture ring being between the valve holder and the commissure supports; and
a portion of said elongated flexible means extending between said free end portions of said commissure supports to form a suture loop guard.

The claims of the parties which correspond to this count are:

Wright, et al: Claim 30
Carpentier, et al: Claims 12, 13, 15-17

Count 3

An assembly comprising:
a prosthetic heart valve having a plurality of commissure supports and valve leaflets, at least one of said commissure supports being deflectable radially inwardly and each of said commissure supports having a free end;
a valve holder including first and second holder members and means for mounting the first holder member for movement relative to the second holder member;
means for attaching the heart valve to the valve holder with the valve holder being remote from the free ends of the commissure supports; and
means responsive to the movement of the first holder member relative to the second holder member for deflecting at least one of the commissure supports radially inwardly.

The claims of the parties which correspond to this count are:

Wright, et al: Claims 31, 1, 2, 8 and 18-20
Carpentier, et al: Claims 19, 20-25

Count 4

An assembly comprising:
a prosthetic heart valve having a plurality of commissure supports and valve leaflets, at least one of said commissure supports being deflectable radially inwardly;
a valve holder;
means for attaching the heart valve to the valve holder;
means for deflecting at least said one commissure support radially inwardly;
a handle;
means for attaching the handle to the valve holder;
and
said deflecting means being responsive to the attachment of the handle to the holder to deflect said one commissure support radially inwardly.

The claims of the parties which correspond to this count are:

Wright, et al: Claim 32
Carpentier, et al: Claim 26

Count 5

An assembly comprising:
a prosthetic heart valve having a plurality of commissure supports and valve leaflets, at least one of said commissure supports being deflectable radially inwardly;
a valve holder;

means for attaching the heart valve to the valve holder;
a rotatable handle attachable to the valve holder;
and

means responsive to the rotation of the handle for
deflecting at least said one commissure support radially
inwardly.

The claims of the parties which correspond to this count
are:

Wright, et al: Claim 33
Carpentier, et al: Claim 27

Counsel for the parties are requested to address all papers
mailed to the PTO in connection with this interference as
follows:

BOX INTERFERENCE
Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Use of this address will assist the Board. See
Commissioner's Notice of November 28, 1983, 1037 O.G. 25
(December 27, 1983).

dal

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